

Attorney Docket 074129-0488

RCE
AA
BFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Katsumi IGA et al.
Title: PERCUTANEOUS ABSORPTION PREPARATION OF
COMPOUND HAVING AGIOTENSIN II ANTAGONISTIC
ACTIVITY
Appl. No.: 09/913,516
Appl. Filing Date: 08/15/2001
Examiner: G. Konata
Art Unit: 1616

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. § 141, or the commencement of a civil action under 35 U.S.C. § 145 or § 146 (unless the appeal or civil action is terminated).

1. **Submission required under 37 C.F.R. § 1.114:** (check items that apply)

a. Previously submitted:

☐ Other ____.

b. Enclosed are:

☒ Submission Under 37 C.F.R. § 1.114(c).

Miscellaneous:

☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ____ months.

11/12/2004 EABUBAK1 00000080 09913516

01 FC:1801
02 FC:1253

790.00 OP
980.00 OP

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$790.00	= \$790.00
Total Claims:	29	- 40	= 0	x \$18.00	= \$0.00
Independents	4	- 7	= 0	x \$88.00	= \$0.00
First presentation of any Multiple Dependent Claims:				+ \$300.00	= \$0.00
CLAIMS FEE TOTAL:					= \$790.00

[X] Applicants hereby petition for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$110.00	0	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$430.00		\$0.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$980.00		\$980.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,530.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$2,080.00		\$0.00
EXTENSION FEE SUBTOTAL:				\$980.00
EXTENSION FEE ALREADY PAID: -				\$0.00
EXTENSION FEE TOTAL				\$980.00
CLAIMS AND EXTENSION FEE TOTAL:				\$1770.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):			\$0.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
TOTAL FEE:				\$1770.00

☐ Please charge Deposit Account No. 19-0741 in the amount of \$0.00. A duplicate copy of this transmittal is enclosed.

☒ A check in the amount of \$1770.00 to cover the RCE filing fee and a three month extension of time is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Application No: 09/913,516


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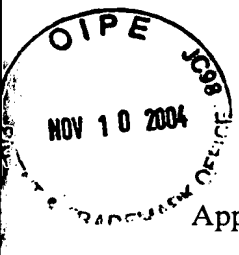
Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date November 10, 2004

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5571
Facsimile: (202) 672-5399

By  (45,943)
SEAN A. PASSINO FOR
Harold C. Wegner
Attorney for Applicant
Registration No. 25,258



Patent
Atty. Dkt. No. 074129-0488

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Katsumi IGA et al.
Title: PERCUTANEOUS ABSORPTION PREPARATION OF COMPOUND
HAVING ANGIOTENSIN II ANTAGONISTIC ACTIVITY
Appl. No.: 09/913,516
Filing Date: August 15, 2001
Examiner: Konata M. George
Art Unit: 1616

SUBMISSION UNDER 37 C.F.R. § 1.114(c)

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper responds to the Examiner Interview of August 31, 2004; Notice of Appeal of June 14, 2004; Advisory Action of April 20, 2004; Applicants' complete Response to the Final Office Action filed April 7, 2004; and Final Office Action of January 13, 2004. It is accompanied by a Request for Continued Examination (RCE) and a Petition for an Extension of Time and each required fee.

Please amend the application as follows:

Amendments to the Claims:

Claims 4, 6-9, 11-13, 15-16, 18-19, 22-26, 29-30, 32-34, and 38 are amended.

Claims 1-3, 5, 10, 14, 17, and 35-37 are canceled, without prejudice or disclaimer.

This amendment changes and deletes claims in this application. A detailed listing of all claims that are, or were, in the application, irrespective of whether the claim(s) remain under examination in the application, is presented. The text of all claims presently under examination is presented below in the listing of claims, and all claims are presented with an appropriate defined status identifier.